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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/565,848	07/10/2006	Vincenzo Di Giorgio	09953.0002	7746

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FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER
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901 NEW YORK AVENUE, NW
WASHINGTON, DC 20001-4413

EXAMINER

TRAN, QUOC DUC

ART UNIT	PAPER NUMBER
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2614

MAIL DATE	DELIVERY MODE
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02/06/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/565,848

Applicant(s)

DI GIORGIO ET AL.

Examiner

Quoc D. Tran

Art Unit

2614

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 10 July 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 24-46 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 24-46 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☒ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- ☒ Notice of References Cited (PTO-892)
- ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- ☒ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____
- ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____
- ☐ Notice of Informal Patent Application
- ☐ Other: _____

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 24-28, 30-38 and 40-46 are rejected under 35 U.S.C. 102(b) as being anticipated by Manssen et al (GB 2319694).

Consider claims 24, 35 and 45-46, Manssen et al teach a system and process for processing the calling line identify presentation supplied to a called user following a call made by a calling user in a communications network (see page 4 lines 30-35), comprising the steps of: selectively identifying an identification code usable by said called user for calling back said calling user (see page 5 lines 22-27); and inserting said corresponding identification code into said calling line presentation supplied to said called customer following the call made by said calling user (see page 5 lines 29-38).

Consider claim 25, Manssen et al teach wherein an operator which can be used by said called user for calling back said calling user is associated with said identification code (see page 5 lines 9-17).

Consider claims 26 and 36, Manssen et al teach wherein said operator which can be used by said called user is a long-distance operator (see page 6 lines 32-38).

Consider claims 27 and 37, Manssen et al teach wherein the step of inserting said corresponding identification code into said calling line presentation is omitted when said call made by said calling user to said called user is a local call (see page 7 lines 1-32).

Consider claims 28 and 38, Manssen et al teach the system and process comprising the step of omitting said operation of inserting said corresponding identification code into said calling line presentation when said calling user and said called user are served by the same area prefix (see page 7 lines 1-32).

Consider claims 30 and 40, Manssen et al teach the system and process comprising the step of identifying said operator which can be used by said called user for calling said calling user as the operator with which the called user is registered as a subscriber (see pages 7-8).

Consider claims 31 and 41, Manssen et al teach the system and process comprising the step of identifying said operator which can be used by said called user for calling said calling user as a default operator in the absence of any selection made previously by said called user (see page 8 line 24 - page 9 line 15).

Consider claims 32 and 42, Manssen et al teach wherein said call made by a calling user to said called user is selected from the group consisting of voice calls, data calls and message transmission (see page 4 lines 23-25).

33-34 and 43-44, Manssen et al teach the system and process applied to a mobile communications network, in which users who can act as called users are served by a corresponding Home Location Register, comprising the step of storing said corresponding identification code which can be inserted into said calling line presentation in said corresponding Home Location Register and the step of inserting said corresponding identification code into said

calling line presentation even when said called user is in the roaming state (page 4 lines 8-25). It should be noted that Manssen et al inherently teach the above features since Manssen et al disclosure is directing to a radiotelephone (e.g., cellular or mobile telephones).

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 29 and 39 are rejected under 35 U.S.C. 103(a) as being unpatentable over Manssen et al (GB 2319694) in view of Noplock (2002/0122550).

Consider claims 29 and 39, Manssen et al did not clearly suggest the system and process further comprising the step of including a billing code in said corresponding identification code. However, Noplock teaches an automatic telephone dialer that configured to automatically inserts carrier code or dial-around prefix (i.e., billing code) used for billing of the any call initiated (see abstract; paragraph 0007). Therefore, it would have been obvious to one of the ordinary skill in the art at the time the invention was made to incorporate the teaching of Noplock into view of Manssen et al in order for proper billing of calls.

Conclusion

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

6. Any response to this action should be mailed to:

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Mail Stop ____ (explanation, e.g., Amendment or After-final, etc.)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Facsimile responses should be faxed to:

(571) 273-8300

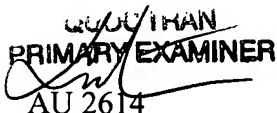
Hand-delivered responses should be brought to:
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Any inquiry concerning this communication or earlier communications from the examiner should be directed to **Quoc Tran** whose telephone number is **(571) 272-7511**. The examiner can normally be reached on M, T, TH and Friday from 8:00 to 6:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, **Curtis Kuntz**, can be reached on **(571) 272-7499**.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the **Technology Center 2600** whose telephone number is **(571) 272-2600**.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


PRIMARY EXAMINER
AU 2614

February 3, 2008